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HIGH COURT OF CHHATTISGARH AT BILASPUR

DIVISION BENCH

CORAM : HON'BLE SHRI H.L. DATTU, CJ.
HON'BLE SHRI D.R. DESHMUKH, J.

M.C.C. No. 133 OF 2007

APPELLANTS

1. Raipur Indian State Bank Adhikari Sangh, Shiksha Samiti Raipur, Through, its President Ravi Bilgainya, Aged 59 yrs., Avanti Vihar Colony, Raipur, Tahsil and District Raipur (C.G.)
2. Shri Ravi Bilgaiyan, President, Raipur Indian State Bank Adhikari Sangh, Shiksha Samiti Raipur, Avanti Vihar Colony, Raipur, Tahsil and District Raipur (C.G.)
3. Shri K.L. Dey, General Secretary, Raipur Indian State Bank Adhikari Sangh, Shiksha Samiti Raipur, R/o C-77, Tegore Nagar, Raipur (C.G.)

Versus

NON-APPLICANTS

1. Ramesh Gupta S/o Shri D.L. Gupta, aged about 60 years, Member of Raipur Indian State Bank Adhikari Sangh, Shiksha Samiti Raipur, R/o D/5, 3/38, Tegore Nagar Raipur, Tahsil and District Raipur (C.G.)
2. The Registrar, Firms & Societies, Chhattisgarh, Tahsil and District Raipur (C.G.)

Application for Modification of the order dated 18-07-2006 passed by this Hon'ble Court in te W.P. No. 1327/2006.

Present : Shri Ramakant Pandey, counsel for the applicants.

ORAL ORDER

(Passed on 24th April, 2007)

The following oral order of the Court was passed by

H.L. Dattu, C.J. :

This M.C.C. is filed by Raipur Indian State Bank Adhikari Sangh, Shiksha Samiti Raipur & others. They were the respondents in the writ petition filed by one Shri Ramesh Gupta.

(2) Ramesh Gupta was before this Court in a petition filed under Articles 226 & 227 of the Constitution of India inter *alia* alleging that the respondent/society is trying to alienate the property of the society, and therefore, appropriate direction requires to be issued.

(3) The Court by its order dated 18.07.2006 has disposed of the writ petition by observing that if for any reason the petitioner is aggrieved by the omissions and commissions said to have been committed by the society/bank, it has to raise appropriate dispute as is provided under Section 64 of the Chhattisgarh Co-operative Societies Act, 1960. The order passed by the Court in no way affects the interest of the applicants herein. Therefore, the request made by the applicant in this M.C.C. need not be entertained by us. Accordingly, the M.C.C. is rejected. Ordered accordingly.

Sd/-
Chief Justice

Sd/-
Dilip Raosaheb Deshmukh
Judge